

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK
WHITE PLAINS DIVISION

KONINKLIJKE PHILIPS ELECTRONICS N.V.

Plaintiff,

-against-

APEX DIGITAL, INC.,

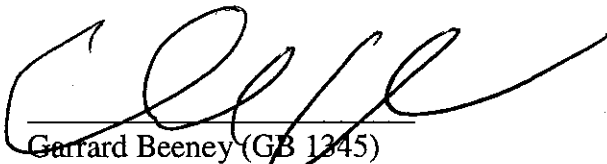
Defendant.

CIVIL ACTION NO.
04-CIV-01564-SCR
ECF CASE

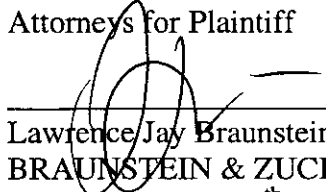
STIPULATION OF DISMISSAL WITH PREJUDICE

The undersigned stipulate pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure to the dismissal of the above-captioned action with prejudice. Each party shall bear its own costs and attorneys' fees.

Dated: 7/1/04


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Edward D. Johnson (EJ 5259)
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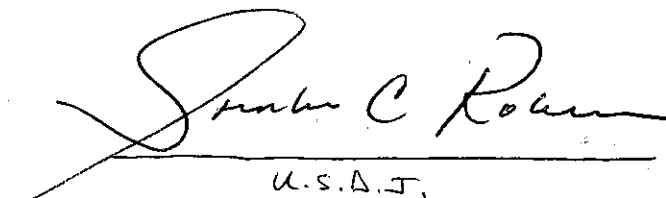
Attorneys for Defendant

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White Plains, NY
July 26, 2004

PALOALTO:26769.1

So Ordered:


U.S.D.J.